

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

TAYVION POSEY,

Plaintiff,  
vs.

LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT,

Defendant.

Case No.: 2:23-cv-01936-GMN-MDC

## **ORDER ADOPTING REPORT AND RECOMMENDATION**

Pending before the Court is the Report and Recommendation (“R&R”), (ECF No. 43), from United States Magistrate Judge Maximiliano D. Couvillier, III, which recommends that Defendant Las Vegas Metropolitan Police Department’s Motion to Dismiss, (ECF No. 29), be DENIED.

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a *de novo* determination of those portions to which objections are made if the Magistrate Judge's findings and recommendations concern matters that may not be finally determined by a magistrate judge. D. Nev. R. IB 3-2(b). The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. R. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct "any review at all . . . of any issue that is not the subject of an objection." *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (citing 28 U.S.C. § 636(b)(1)). Indeed, the Ninth Circuit has recognized that a district court is not required to review a magistrate judge's R&R where no objections have been filed. See, e.g., *United States v. Reyna-Tapia*, 328 F.3d 1114, 1122 (9th Cir. 2003).

No objections to the R&R were filed, and the deadline to do so has passed. (See R&R,

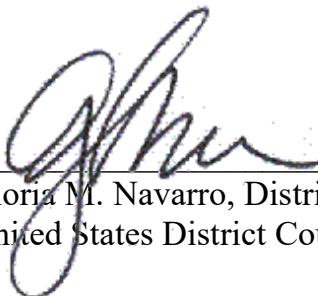
1 ECF No. 43) (setting a December 27, 2024, deadline for objections).

2 Accordingly,

3 **IT IS HEREBY ORDERED** that the Report and Recommendation, (ECF No. 43), is  
4 **ACCEPTED and ADOPTED** in full.

5 **IT IS FURTHER ORDERED** that Defendant's Motion to Dismiss, (ECF No. 29), is  
6 **DENIED**.

7 Dated this 6 day of January, 2025.

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Gloria M. Navarro, District Judge  
United States District Court  
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